

REMARKS

Applicant has reviewed and considered the Office action dated July 29, 2003.

Claims 8 and 22 are amended, no new matter added in this amendment.

The wrong words or phrases in claim 8 have been corrected.

Claim 22 is rejected under 35 U.S.C. 112 as containing subject matter which was not described in the specification.

Claim 22 has been amended.

Claim 22 recites a plant pot with at least one leg stand in a tray or a plastic film formed tray or by others material. First of all, Applicant was claimed "legs under pots are not limited" (in original application, page 4, claim 2), that means the claim included one leg. Second, Applicant claimed a pot with leg, but does not claimed how the at least one leg pot stand in a tray. So that, Examiner should focus on the leg, not focus on "stand" methods. Stand method can be variety. There are over a dozen "stand" methods can be listed for the at least one leg pot stands in a tray. Such as: 1. Side wall of the tray can support the at least one leg pot; (Examiner may be argue with Applicant that you didn't said so in your original application, but Applicant thinks everyone knew that the tray side wall can supports a plate, it is the same either applicant said in the application or not); 2. The leg can be made big enough to stand in a tray because no such limitation was made in the present application; 3. A plurality of at least one leg pot can be stand in a large tray and supported by side wall of the tray and side wall of pots each others; 4. Some times, a pot does not need to be supported, like a hanging basket, but it is still a pot; and so on. Applicant thought it is not necessary to claim or disclose in an application because all of them are the "stand" methods, and everyone knew them. Applicant has to emphasize the

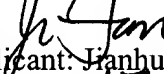
different between the methods and the subject matters: method \neq subject matter. Also, Applicant had been disclosed ".....with plastic film.....in greenhousewith a tray in residential or commercial places" (lines 4-5, page 3, in original application).

Applicant believes everyone knew a tray having side wall and can supports a plate. A large tray formed by plastic film having side walls had been shown in Figure 4. On the other hand, Applicant does not found "a containing subject mater which was not described in the specification...." in claim 22. Applicant hopes Examiner will clearly points out the "containing subject matter which was not described in the specification" next time. Also, Applicant have to point out that even if a leg is modified to either a square, rectangle, or triangle shape those Applicant did not claimed /disclosed in original application, but those modifications still a leg and are covered by the principle of present invention.

In view of the above, it is respectfully submitted that the application is in a condition for allowance. Reconsideration of the application and a favorable response are respectfully requested.

Respectfully submitted

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By: 
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